

# **EXHIBIT B**

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**IN RE: NATIONAL PRESCRIPTION  
OPIATE LITIGATION**

THIS DOCUMENT RELATES TO:  
*The County of Summit, Ohio, et al. v. Purdue  
Pharma L.P., et al.*  
Case No. 18-op-45090

*The County of Cuyahoga, Ohio, et al. v.  
Purdue Pharma L.P., et al.*  
Case No. 1:18-op-45004

MDL No. 2804

Case No. 17-md-2804

Judge Dan Aaron Polster

**DEFENDANT DISCOUNT DRUG MART, INC., NOTICE OF INTENTION TO CALL  
STORE PHARMACISTS AS WITNESSES AT TRIAL**

By order entered April 29, 2020 (Doc. 3280), the Court directed the Pharmacy Defendants to provide their positions on two issues. First, the Court ordered the Pharmacy Defendants to either “(a) confirm that all related corporate entities may be referred to as a single entity at trial and on the verdict form; ...” Second, the Court ordered the Pharmacy Defendants to identify “pharmacist witnesses” they intend to call at trial, and to describe those witnesses’ anticipated testimony and explain why that testimony is necessary and appropriate. Order at 1-2.

Defendant, Discount Drug Mart, Inc. (“DDM”) responds to the order as follows:

DDM does not intend to call any store pharmacists as witnesses at trial under the current state of the case. If the Court orders additional discovery or allows the possibility of the use of dispensing related data or discovery at trial, DDM reserves its rights to reconsider its decision.

DDM has previously disclosed “corporate witnesses” that have pharmacy degrees, some of which have been deposed by Plaintiffs, that DDM is assuming are not part of this notice requirement. If, for some reason, that is not the case, then DDM would have to supplement its response.

s/ Timothy D. Johnson (consent)

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